

DISCLAIMER

This electronic version of an SCC order is for informational purposes only and is not an official document of the Commission. An official copy may be obtained from the [Clerk of the Commission, Document Control Center](#).

APPLICATION OF

VIRGINIA ELECTRIC AND POWER COMPANY

CASE NO. PUE-2001-00664

**To revise its cogeneration tariff pursuant
to PURPA Section 210**

HEARING EXAMINER'S RULING

August 30, 2002

On March 18, 2002, Virginia Electric and Power Company ("Virginia Power") filed with the Commission an application, written testimony, and exhibits to support its proposal to change its cogeneration and small power production payments under Schedule 19. The proposed Schedule 19 utilizes market-based pricing rather than administratively-determined avoided costs to determine its payments to qualifying facilities for energy purchased under the Public Utility Regulatory Policies Act of 1978 ("PURPA"). Virginia Power further proposes that this schedule remain in effect for two years (2002 and 2003).

By order entered on June 13, 2002, the Commission scheduled a hearing on the application, established a procedural schedule for filing testimony and evidence, and appointed a Hearing Examiner to hear the case.

On May 6, 2002, Tractebel North America ("Tractebel") filed a Petition for Relief, and on July 3, 2002, it filed a Notice of Participation in this case.

On August 30, 2002, Tractebel filed a Motion to Withdraw Notice of Participation, Petition and Complaint. In its Motion, Tractebel requests leave of the Commission to withdraw from participation in this matter and approval of the voluntary withdrawal of its previously filed petition and complaint.

Good cause having been shown, I find that Tractebel's Motion should be, and it is hereby, granted.

Michael D. Thomas
Hearing Examiner